



B.C. Reg. 335/99

Deposited October 22, 1999

O.C. 1453/99

Forest Act

FREE USE PERMIT REGULATION

[includes amendments up to B.C. Reg. 133/2011, July 21, 2011]

Definition of traditional and cultural activity

- 1 For the purposes of section 48 (1) (g) of the *Forest Act*, "**traditional and cultural activity**" means an activity that
 - (a) has historically been carried out in British Columbia by members of a group to which the person carrying out the activity belongs,
 - (b) is carried out for a traditional or cultural purpose of the group,
 - (c) is not carried out for profit or for a commercial purpose, including trading and bartering, and
 - (d) is not carried out for the purpose of constructing a residential dwelling except for a residential dwelling constructed by an aboriginal community with an aboriginal right to timber that includes constructing residential dwellings.

[am. B.C. Reg. 183/2008, s. 1.]

Authority to enter into free use permit

- 2 For the purposes of section 49 (2.1) of the *Forest Act*, the minister may enter into a free use permit for a volume exceeding 50 m³ only if the person applying for the free use permit can demonstrate to the satisfaction of the minister that the timber is to be used for the construction of
 - (a) a longhouse, community hall or other similar structure, or
 - (b) a residential dwelling constructed by an aboriginal community with an aboriginal right to timber that includes constructing residential dwellings.

[am. B.C. Regs. 183/2008, s. 2; 133/2011, Sch. s. 15.]

[Provisions relevant to the enactment of this regulation: *Forest Act*, R.S.B.C. 1996, c. 157, sections 48 and 49]